Los Angeles County Sheriff's Department
Supervisor's Report on Use of Force

Incident Information

URN: 919-06676-2935-185		Date: 08/25/2019	Time: 0044
Location: [redacted] Colima Road		City or Station: Rowland Heights	
Bureau/Station/Facility: East Patrol Division / Walnut/Diamond Bar Station		Admin. Investigation: ○ YES ◉ NO	
Type of Force: Control Holds / Takedown			
Incident Category: ○1 ○2 ◉3		Deputy Injury: ○ YES ◉ NO	Suspect Injury ◉ YES ○ NO
☐ Call	☒ Observation	☐ Detail	☐ Foot Pursuit ☐ Vehicle Pursuit
IAB Notified: ◉YES ○ NO	Person Notified: Lt. Minh Dinh	Emp: [redacted]	IAB Roll Out ◉ YES ○ NO

Involved Employee

E1

Employee #	Last Name	First Name	Middle I.	Rank
[redacted]	Chambless	James	T.	DSG

Sex:	Race:	Height:	Weight:	Age:	Shift:	
◉ M ○ F	W	6'03	195	[redacted]	◉ EM ○ Day ○ PM	○ Regular Shift ◉ OT Shift ○ Off Duty

Unit of Assignment: Walnut/Diamond Bar Station
Work Assignment (Unit #, Module, etc.): 293K3

Individual Force Used: Control Holds / Takedown
○ Directed ○ Rescue ○ Medical Assist
Individual Category ○1 ○2 ◉3

☐ Injured ☐ Treated ☐ Admitted Facility:
Coroner Case #

E__

Employee #	Last Name	First Name	Middle I.	Rank

Sex:	Race:	Height:	Weight:	Age:	Shift:	
○ M ○ F					○ EM ○ Day ○ PM	○ Regular Shift ○ OT Shift ○ Off Duty

Unit of Assignment:
Work Assignment (Unit #, Module, etc.):

Individual Force Used:
◉ Directed ○ Rescue ○ Medical Assist
Individual Category ○1 ○2 ○3

☐ Injured ☐ Treated ☐ Admitted Facility:
Coroner Case #

E__

Employee #	Last Name	First Name	Middle I.	Rank

Sex:	Race:	Height:	Weight:	Age:	Shift:	
○ M ○ F					○ EM ○ Day ○ PM	○ Regular Shift ○ OT Shift ○ Off Duty

Unit of Assignment:
Work Assignment (Unit #, Module, etc.):

Individual Force Used:
○ Directed ○ Rescue ○ Medical Assist
Individual Category ○1 ○2 ○3

☐ Injured ☐ Treated ☐ Admitted Facility:
Coroner Case #

On Duty Supervisor
☐ Additional Involved Employees

Emp. #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	Chi	David	S.	SGT	YES ○ NO ◉	YES ○ NO ◉

Supervisor Completing Investigation

Emp. #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	Carr	Dustin	A.	SGT	YES ○ NO ◉	YES ○ NO ◉

Watch Commander / Supervising Lieutenant

Emp. #	Last Name	First Name	Middle I.	Rank
[redacted]	Giandomenico	Thomas	A.	LT

A/LT. [signature] [redacted] — Watch Commander / Supervising Lieutenant's **Signature:**
3/27/20 — Date
Copy Provided to Employee by: ____ Emp #: [redacted]

Unit Commander **(Print Name)** ____ Unit Commander's **Signature**: ____ Emp #: ____ Date ____

DISCOVERY Use Only
FO#

☐ PPI REVIEW COMPLETED

Original: Discovery Unit
Copy: Unit Commander

SH-R-438P (Rev. 01/13)

Supervisor's Report on Use of Force
SUSPECT INFORMATION

9 1 9 - 0 6 6 7 6 - 2 9 3 5 - 1 8 5

Suspect Information

S 1

Last Name: Ayala | First Name: Max | Middle Name: Fernando | Armed? Select: Not Armed

AKA Last Name: | First Name: | Middle Name:

Sex: (●) Male ( ) Female | Race: H | Age: 22 | Height: 5'09 | Weight: 155 | D.O.B: 11/07/96 | Phone #1: (●) H ( ) W ( ) C [redacted] | Phone #2: ( ) H ( ) W ( ) C [redacted]

Street Address: [redacted] | City: [redacted] | State & Zip Code: [redacted]

Booking #: 5726982 | Primary Charge Code: 23152(F) V.C. | Secondary Charge Code: 23222(a) V.C. | ☒ Criminal History

Treated on Scene? (●) YES ( ) NO | Name: Los Angeles County Fire | Unit: 119 | Phone #: 909-598-4290

Hospital Admission? ☐ | Rec'd Treatment At: San Dimas Com. Hosp. | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By: Ralph Connor, M.D. | Address: 1350 West Covina Blvd., San Dimas, CA | Phone #: 909-599-6811

Under Influence: (●) YES ( ) NO | Substance: Alcohol | 5150 a factor in force? ( ) YES (●) NO User's guide provides direction on this entry

Date: 08/25/2019 | Time: 0105 | ☒ Audiotape: | ☒ Videotape: | ☒ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name: | First Name: | Middle Name: | Armed? Select:

AKA Last Name: | First Name: | Middle Name:

Sex: ( ) Male ( ) Female | Race: | Age: | Height: | D.O.B. | Weight: | Phone #1: ( ) H ( ) W ( ) C | Phone #2: ( ) H ( ) W ( ) C

Street Address: | City: | State & Zip Code:

Booking #: | Primary Charge Code: | Secondary Charge Code: | ☐ Criminal History

Treated on Scene? ( ) YES ( ) NO | By: | Unit: | Phone #:

Hospital Admission? ☐ | Rec'd Treatment At: | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By: | Address: | Phone #:

Under Influence: ( ) YES ( ) NO | Substance: | 5150 a factor in force? ( ) YES ( ) NO User's guide provides direction on this entry

Date: | Time: | ☐ Audiotape: | ☐ Videotape: | ☐ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name: | First Name: | Middle Name: | Armed? Select:

AKA Last Name: | First Name: | Middle Name:

Sex: ( ) Male ( ) Female | Race: | Age: | Height: | D.O.B. | Weight: | Phone #1: ( ) H ( ) W ( ) C | Phone #2: ( ) H ( ) W ( ) C

Street Address: | City: | State & Zip Code:

Booking #: | Primary Charge Code: | Secondary Charge Code: | ☐ Criminal History

Treated on Scene? ( ) YES ( ) NO | By: | Unit: | Phone #:

Hospital Admission? ☐ | Rec'd Treatment At: | Coroner Case #: | Mental History ☐ User's guide provides direction on this entry

By: | Address: | Phone #:

Under Influence: ( ) YES ( ) NO | Substance: | 5150 a factor in force? ( ) YES ( ) NO User's guide provides direction on this entry

Date: | Time: | ☐ Audiotape: | ☐ Videotape: | ☐ Photos of Injuries: | ☐ ADMITS HEARING ANNOUNCEMENTS

☐ **Additional Suspects Involved**

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION

919 - 06676 - 2935 - 185

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
[redacted]	Perez	Felipe	

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
Walnut/Diamond Bar Station	293	(●) EM ( ) Day ( ) PM	(●) Regular ( ) OT ( ) Off Duty

Emp. #	Last Name	First Name	Middle Name

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
		( ) EM ( ) Day ( ) PM	( ) Regular ( ) OT ( ) Off Duty

Emp. #	Last Name	First Name	Middle Name
		Mic	

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift:	
		( ) EM ( ) Day PM	( ) Regular ( ) OT ( ) Off Duty

Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]		25	[redacted]

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

☐ Additional Witness

Supervisor's Report on Use of Force

919 - 06676 - 2935 - 185

Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(RO) Restraint Device (Other)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(IR) Less Lethal Impact Round (other)
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative
(HR) High Risk

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Involved

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
Ayala	S#1	Chambless	E#1	HR	NN	NN
Ayala	S#1	Chambless	E#1	RS	NN	WR
Chambless	E#1	Ayala	S#1	CT	NN	WR
Chambless	E#1	Ayala	S#1	TD	FR	SH

INVESTIGATIVE SUMMARY

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

INVESTIGATIVE SUMMARY

INCIDENT:	**Category 3 Use of Force, Fractured Right Clavicle**
IAB FILE NUMBER:	**FO 2492102**
URN#:	**919-06676-2935-185**
DATE/TIME:	**August 25, 2019 / 0044 Hours**
LOCATION:	**[REDACTED] Colima Road, Rowland Heights**

SYNOPSIS:

On August 25, 2019, Deputy Chambless was conducting a patrol check in a parking lot in Rowland Heights. He approached a parked vehicle and saw Suspect Ayala in the driver's seat holding a baggie of narcotics. Deputy Chambless had Suspect Ayala exit his vehicle after he tried to dispose of the narcotics. Deputy Chambless conducted a takedown on Suspect Ayala after he tried to pull away from Deputy Chambless' grasp. Suspect Ayala sustained bruising to his right shoulder, a fractured right clavicle, and redness on the right side of his face as a result of the takedown.

SUMMARY:

On August 25, 2019, Deputy Chambless was working Unit 293K3 and was patrolling the parking lot of [REDACTED] Colima Road in Rowland Heights. The parking lot serviced a strip mall, which included [REDACTED] While driving through the parking lot, Deputy Chambless saw the suspect vehicle parked in a parking space in front of Wells Fargo Bank ([REDACTED] Colima Road, Rowland Heights) with the engine running. Deputy Chambless noticed the suspect vehicle had two occupants. Deputy Chambless continued driving though the parking lot and waved at some of the patrons standing outside of [REDACTED]. He made his way around the parking lot back toward the bank and noticed the suspect vehicle still parked.

Deputy Chambless parked behind the suspect vehicle and exited. He noticed the driver's (Suspect Ayala) head was bobbing up and down. Deputy Chambless approached the suspect vehicle on the driver's side to check on the welfare of the driver and passenger. When Deputy Chambless arrived at the driver's side

window, he smelled the odor of an alcoholic beverage emitting from the vehicle, despite the windows and doors of the vehicle being closed. He shined his flashlight into the front passenger compartment and saw Suspect Ayala holding a small plastic baggie containing a white powdery substance. Deputy Chambless believed the white powdery substance to be cocaine. Deputy Chambless knocked on the driver's side window of the suspect vehicle to get Suspect Ayala's attention. Deputy Chambless saw Suspect Ayala attempt to dump the contents of the baggie onto the floor of the vehicle.

Deputy Chambless immediately opened the driver's door of the suspect vehicle, reached in, and grabbed hold of Suspect Ayala's left wrist. Deputy Chambless ordered Suspect Ayala to exit the vehicle. Suspect Ayala exited the vehicle still holding the baggie in his right hand. Deputy Chambless subsequently ordered Suspect Ayala to place his hands behind his back. Suspect Ayala hesitated, prompting Deputy Chambless to push him up against the open driver's door. Deputy Chambless was able to gain control of Suspect Ayala's wrists and bring them behind his back. Suspect Ayala tried to pull his hands apart. Deputy Chambless used his body weight to pin Suspect Ayala against the suspect vehicle. Suspect Ayala was able to pull his right wrist free of Deputy Chambless' grasp.

Deputy Chambless radioed for assistance and grabbed onto Suspect Ayala's right wrist again. Deputy Chambless forced Suspect Ayala's right wrist behind his back and continued to hold Suspect Ayala against the suspect vehicle. Suspect Ayala seemed to relax allowing Deputy Chambless to ease his grip. Deputy Chambless was planning to handcuff Suspect Ayala when Suspect Ayala again, tried to pull away from Deputy Chambless' grip. Deputy Chambless took a step to the right, pulled down on Suspect Ayala's hands, and took him down to the ground. While on the ground, Deputy Chambless was able to handcuff Suspect Ayala and retrieve the baggie of suspected narcotics from Suspect Ayala's right hand. Deputy Perez arrived approximately two minutes later. Deputies Chambless and Perez helped Suspect Ayala to his feet and escorted him to a patrol vehicle without further incident.

The passenger in the suspect vehicle, Witness [redacted] remained in the vehicle and was cooperative. She yelled at Suspect Ayala to cooperate with Deputy Chambless during the incident.

Suspect Ayala was taken for medical treatment to San Dimas Community Hospital. He was diagnosed with a fractured right clavicle. Internal Affairs Bureau (IAB) Lieutenant Minh Dinh, # [redacted] was notified and responded. IAB Sergeants Dustin Carr and Stacie Reedy, # [redacted] also responded and collected all relevant reports **[EXHIBIT A].**

INVOLVED EMPLOYEES AND WORK HISTORY

James Chambless, Deputy Sheriff, #
East Patrol Division – Walnut Station

Work History

Date of Employment:	September 13, 2006
Date Assigned to Walnut Station:	August 13, 2017
Date Completed Patrol Training:	
Prior Founded Force Incident(s):	

Equipment Worn On Person
Duty Weapon
Oleoresin Capsicum (OC) Spray
Expandable Baton
Handcuffs
Portable Radio

SUSPECT INFORMATION

Max Fernando Ayala
Male, Hispanic, DOB: November 07, 1996, 5'09", 155 pounds

CII # MAIN # FBI #

The report from Consolidated Criminal History Reporting System (CCHRS) **[Miscellaneous Documents]** showed Suspect Ayala had

WITNESSES

Employee Witness

Deputy Felipe Perez

Non-Employee Witness

INJURIES:

Suspect Max Ayala

Suspect Ayala sustained bruising to his right shoulder, a fractured right clavicle, and redness to the right side of his face. He declined to release his medical records to IAB investigators. His medical booking clearance was submitted as

EXHIBIT B. On February 12, 2020, the assigned IAB investigator spoke to Dr. Ralph Connor, the medical provider who treated Suspect Ayala's injuries. Dr. Connor stated Suspect Ayala's injuries were consistent with the reported force.

No Department personnel were injured during this incident.

PHYSICAL EVIDENCE

A clear plastic baggie containing cocaine was recovered by Deputy Chambless from Suspect Ayala's right hand.

INVESTIGATOR'S OBSERVATIONS

Approximately eight hours elapsed between the time of the incident and the time of the assigned IAB investigator's observations. The area where the force occurred was a parking lot of asphalt construction. The parking lot was generally flat and surrounded by a strip mall. The incident occurred at nighttime.

SURVEILLANCE VIDEO AND PHOTOGRAPHS

Deputy Chambless' personal dashboard camera videos as well as surveillance video from [REDACTED] were retrieved by IAB investigators. The videos were copied onto a DVD-R **[EXHIBIT C]**. The videos from Deputy Chambless' dashboard camera are labeled "Force Video 1" through "Force Video 6." The videos from [REDACTED] are labeled "[REDACTED] 1 and [REDACTED] 2."

Deputy Chambless' dashboard camera recorded in one minute intervals. There are a total of six videos. The timestamp in the right hand corner of the videos was accurate according to Deputy Chambless. The following is a summary of significant events captured on the video.

Force Video 1

00:42:14 – Deputy Chambless entered the parking lot.

Force Video 2

00:43:35 – Deputy Chambless parked behind the suspect vehicle.

00:43:48 – Deputy Chambless approached the suspect vehicle and knocked on the driver's window.

00:44:00 – Deputy Chambless opened the driver's door of the suspect vehicle.

Force Video 3

00:44:16 – Deputy Chambless reached into the suspect vehicle.

00:44:18 – Deputy Chambless took hold of Suspect Ayala's arm Suspect Ayala exited the suspect vehicle.

00:44:27 – Deputy Chambless pinned Suspect Ayala against the suspect vehicle.

00:44:32 – Deputy Chambless lost control of Suspect Ayala's right arm and radioed for assistance.

00:44:47 – Deputy Chambless regained control of Suspect Ayala's right arm and pulled his arm behind his back.

00:44:57 – Suspect Ayala attempted to move his hands apart.

00:44:58 – Deputy Chambless took Suspect Ayala to the ground.

00:44:58 – Deputy Chambless handcuffed Suspect Ayala.

Force Video 4

00:45:19 – Deputy Chambless held Suspect Ayala's right hand and the incident became static.

Force Video 5

00:46:30 – Deputy Chambless opens Suspect Ayala's right hand, removed an object, and secures the object underneath his left shirt pocket pen.

00:47:00 – Deputy Perez arrived.

Force Video 6

00:47:24 – Deputies Perez and Chambless helped Suspect Ayala off of the ground and escorted him out of the view of the camera.

There were two videos from [redacted]. They covered the time Suspect Ayala and Witness [redacted] entered the establishment until the time they left the establishment. The times reflected below are the timestamps on the video.

Knucks Video 1

23:23:27 – Suspect Ayala and Witness [redacted] enter [redacted] and are seated.

Knucks Video 2

00:22:06 – Suspect Ayala and Witness [redacted] exit [redacted]

Sergeant Chi took several scene photographs. The assigned IAB investigator also took scene photographs. These photographs were uploaded onto a CD-R **[EXHIBIT D]**.

RADIO TRAFFIC

Dispatch Six was used during the entirety of the incident. The radio traffic was separated into four different files titled Radio Traffic 1, through Radio Traffic 4, respectively. They were copied onto one CD-R **[EXHIBIT E]**. The following is a summary of significant radio traffic on each file, verbatim terms or phrases are in quotes. The time used to signify the radio traffic is the elapsed interval on the recording, not the time the radio broadcasts occurred.

Radio Traffic 1

00:14 – 293 King Three requested assistance to [redacted] Colima Road regarding an "uncoop."

00:20 – Dispatcher requested an address confirmation.

00:30 – Dispatcher broadcasted request for assistance on "Colima Road" for 293 King Three.

00:57 – "[redacted] I need assistance Code-3."

01:01 – Dispatcher requested units Code-3 to "19703 Colima Road."

01:05 – "293 in one."

01:11 – "293 boy in two."

01:12 – Dispatcher broadcasted, "293 also responding."

01:17 – Unit 290 Sam responding.

01:30 – Dispatcher requested the nature of the assistance.

01:39 – "293 King Three, suspect is detained in handcuffs, continue to roll 290 Sam code, and one unit please."

01:54 – Unit 293 King Three requested "902R" for Suspect Ayala.

Radio Traffic 2

00:28 – Unit 293 King Three confirmed he did not need Aero.

00:59 – "293 Code-6."

Radio Traffic 3

00:14 - Unit 290 Sam "Code-6."

Radio Traffic 4

00:18 – Unknown unit broadcasted "Code-4."

WEAPONS USED BY DEPUTY PERSONNEL

None.

WEAPONS USED BY SUSPECT RODRIGUEZ

None.

PROPERTY DAMAGE

None.

CRIMINAL INVESTIGATORS AND CHARGES FILED

Suspect Ayala was charged with 148(a)(1) P.C., Resisting or Obstructing a Peace Officer; 11350(a) H.S., Possession of a Controlled Substance; and Possession of an Open Alcoholic Beverage Container Inside a Motor Vehicle. This case has yet to be adjudicated and the next court date is scheduled for April 15, 2020.

LIGHTING AND WEATHER CONDITIONS

The weather on August 25, 2019, was clear and the incident occurred during nighttime hours in a parking lot. The parking lot was sparsely illuminated by streetlights and the spotlights of Deputy Chambless' patrol vehicle.

INVOLVED EMPLOYEE STATEMENTS:

The following narratives are intended only as a synopsis of the interviews. Additional information and precise wording may be obtained by reviewing the digitally audio recorded interviews and verbatim transcriptions.

The photographs referenced during the IAB employee witness interviews and the IAB involved employees' interviews were taken from Google Maps. The interview photographs are combined into one separate exhibit, **[EXHIBIT F]**. The photographs presented during these interviews aided in identifying approximate locations of personnel and their observations.

Deputy James Chambless

On September 19, 2020, IAB investigators interviewed Deputy Chambless. The following is a summary of his statements.

Deputy Chambless stated he was driving through a parking lot on Fairway Drive and Colima Road. The parking lot contained an [redacted] called [redacted] which generated complaints from neighboring businesses in the past. Deputy Chambless wanted to be proactive and drive through the parking lot to address any issues prior to the station receiving calls for service.

As Deputy Chambless drove through the parking lot, he noticed the suspect vehicle parked in front of Wells Fargo. He drove toward the suspect vehicle, noticed two occupants in the passenger cabin, and continued driving. Deputy Chambless drove past a group of patrons near [redacted] He waved to the patrons who quickly entered the bar as Deputy Chambless passed. Deputy Chambless returned to the suspect vehicle and ran the license plate, ensuring the vehicle was not stolen and no arrest warrants were associated with the vehicle. Deputy Chambless, while positioning his patrol vehicle behind the suspect vehicle, saw Suspect Ayala's (the driver) head bobbing forward.

> **IAB NOTE: Using a photo provided during the interview, Deputy Chambless marked the location of the suspect vehicle with a circle and the location of his vehicle with an elongated hexagon [Exhibit F, Chambless Photo A].**

Deputy Chambless knew the bar was closing soon and it was possible the occupants of the suspect's vehicle were inebriated. Deputy walked up to the suspect vehicle and illuminated the interior of the vehicle with his flashlight. He saw Suspect Ayala holding a small Ziploc baggy containing a white powdery substance. Deputy Chambless believed this substance to be cocaine. Suspect Ayala did not seem to notice Deputy Chambless. Deputy Chambless tapped on the front driver's side window of the suspect vehicle with his knuckle to get

Suspect Ayala's attention. Suspect Ayala looked over at Deputy Chambless and tried to dump the contents of the baggie onto the floor of the suspect vehicle.

Deputy Chambless immediately opened the unlocked driver's door of the suspect vehicle. He reached in and grabbed Suspect Ayala's left wrist and asked Suspect Ayala to exit the vehicle. Deputy Chambless maintained his grip on Suspect Ayala's wrist as he stepped out of the vehicle. Deputy Chambless subsequently asked Suspect Ayala to place his hands behind his back. Suspect Ayala hesitated to follow Deputy Chambless' orders. Deputy Chambless felt Suspect Ayala was going to try to destroy evidence and run away. Deputy Chambless pinned Suspect Ayala against the driver's door of the vehicle. Deputy Chambless told Suspect Ayala to "relax" and place his hands behind his back **[Chambless, page 13]**. He was able to pull both of Suspect Ayala's hands behind his back. Suspect Ayala began to pull his hands apart. Deputy Chambless again pinned Suspect Ayala up against the vehicle. Suspect Ayala was able to pull his right wrist out of Deputy Chambless' grasp. Deputy Chambless used his handheld radio and requested assistance for "a deputy involved in a fight" **[Chambless, page 8]**. Deputy Chambless told Suspect Ayala to stop fighting with him and Suspect Ayala continuously repeated he was "an aerospace engineer." Deputy Chambless heard the passenger, Witness ██ yell "Max Stop Fighting with him. You're making it worse. Max, just do what he's telling you to do. Put your hand behind your back. Stop fighting with him," **[Chambless, page 9]**.

Suspect Ayala relaxed his hands and Deputy Chambless responded by relaxing his grip. Deputy Chambless was preparing to retrieve his handcuffs when Suspect Ayala bent his elbows up and began to pull away from him again **[Chambless, pages 11-12]**. Suspect Ayala had not been searched and Deputy Chambless believed Suspect Ayala was going to fight him. Deputy Chambless also smelled the odor of alcohol emitting from Suspect Ayala's breath, leading Deputy Chambless to believe Suspect Ayala was inebriated **[Chambless, page 12]**.

Deputy Chambless moved his right foot back approximately six inches and pulled down on Suspect Ayala's wrists. Suspect Ayala's body became "off center" and Suspect Ayala fell to the ground onto his right shoulder **[Chambless, page 12]**. Deputy Chambless subsequently laid Suspect Ayala face down onto his stomach and handcuffed him. Suspect Ayala was cooperative while being handcuffed. Deputy Chambless noticed Suspect Ayala still had the baggie of cocaine in his hand. Deputy Chambless removed the baggie and secured it to the clip of his pen on his uniform shirt. Additionally, he used his radio to request medical assistance "902R" for Suspect Ayala.

Deputy Perez arrived shortly thereafter. They helped Suspect Ayala to his feet and Deputy Perez escorted Suspect Ayala to his patrol vehicle and searched him.

EMPLOYEE WITNESSES:

Deputy Felipe Perez

On November 12, 2019, IAB investigators interviewed Deputy Perez. The following is a summary of the interview.

Deputy Perez stated he was working Unit 293 on August 25, 2019. He responded to an assistance request broadcasted by Deputy Chambless at a Wells Fargo Bank in the area of Colima Road and Fullerton Road. It took him approximately two minutes to arrive.

When Deputy Perez arrived, he saw Deputy Chambless holding Suspect Ayala down on the ground. Suspect Ayala's head was pointing in a northeasterly direction. Deputy Perez did not remember exactly how Deputy Chambless was holding Suspect Ayala. He did remember Deputy Chambless had his right hand on Suspect Ayala's back and he was using his radio with his left hand.

> **IAB Note: Using a photo provided during the interview, Deputy Perez drew a circle to approximate the area where he saw Deputy Chambless and Suspect Ayala.**

Deputy Perez and Chambless stood Suspect Ayala up and escorted Suspect Ayala to Deputy Perez' patrol vehicle. Suspect Ayala was cooperative with them. Deputy Perez remembered fire department personnel treating Suspect Ayala and Suspect Ayala being transferred from his patrol vehicle shortly thereafter. He did not have any further contact with Suspect Ayala.

NON-EMPLOYEE WITNESSES:

Witness [redacted]

Field Sergeant Interview Conducted by Sergeant Chi

On August 25, 2019, Sergeant Chi interviewed Witness [redacted] on video **[EXHIBIT G]**. The assigned IAB investigator had the audio of the interview transcribed. The following is a summary of the interview.

Witness [redacted] stated she and Suspect Ayala were in Rolland Heights to "get a bite to eat." They were seated in Suspect Ayala's vehicle talking when Deputy Chambless approached them and told Suspect Ayala to exit the vehicle. Deputy Chambless subsequently told Suspect Ayala to "stop talking." Suspect Ayala told Deputy Chambless he was an aerospace engineer. He resisted Deputy Chambless by moving his hands and "struggling" **[To, page 4]**. Deputy

Chambless handcuffed Suspect Ayala and "put him on the ground" **[To, page 2]**. Deputy Chambless subsequently escorted Suspect Ayala to a patrol vehicle.

IAB Interview

On December 10, 2019, a certified letter was mailed to Witness ███ requesting an interview. Witness ███ received the letter on December 12, 2019, and did not respond. A copy of the letter and a copy of the certified mail receipts can be found in **Miscellaneous Documents**.

Suspect Max Ayala

Field Sergeant Interview

On August 25, 2019, Sergeant Chi interviewed Suspect Ayala on video **[EXHIBIT G]**. The assigned IAB investigator had the audio of the interview transcribed. The following is a summary of the interview.

Suspect Ayala stated he went to ███ with his girlfriend, Witness ███ Afterwards, they were in the parking lot seated in his vehicle waiting for an Uber.

> **IAB NOTE: Uber is a ride-hailing company a customer to be picked up from a designated location by a driver and driven to their preferred destination.**

While waiting for the Uber driver, Suspect Ayala was approached by Deputy Chambless who pulled him out of the car and slammed him on the ground. Suspect Ayala declined to make any further statements and repeatedly requested his lawyer.

IAB Interview

On August 25, 2019, IAB investigators interviewed Suspect Ayala. Suspect Ayala stated he wanted to speak to an attorney and did not want to make a statement. Suspect Ayala allowed IAB investigators to photograph his injuries **[EXHIBIT D]**.

<u>ADDITIONAL INFORMATION:</u>

The assigned IAB investigator obtained Suspect Ayala's toxicology and blood alcohol reports from Scientific Services Bureau. The reports indicated Suspect Ayala was under the influence of cocaine and his blood alcohol content was measured at 0.18%. The assigned IAB investigator also obtained from Scientific Services Bureau the controlled substance analysis results of the suspected

narcotics recovered from Suspect Ayala during the incident. The powder tested positive for cocaine. These reports can be found in **Miscellaneous Documents**.

The manager from [REDACTED] provided the IAB investigator with a copy of Suspect Ayala's receipt for the purchases he made on August 25, 2019. The receipt indicated Suspect Ayala purchased "1 Corn Cheese," and "2 Strawberry Soju." The receipt copy can be found in **Miscellaneous Documents**.

IAB NOTE: Soju is a Korean alcoholic beverage typically made from rice or sweet potatoes.